

August 5, 2002

Honorable Vernon A. Williams  
Secretary  
Surface Transportation Board  
1925 K Street, N.W.  
Washington, DC 20423

205979



RE: Docket No. 42064, *E. I. du Pont de Nemours and Company - Protest and Petition for Investigation*

Dear Secretary Williams:

The above proceeding has been consolidated with several others under the lead proceeding in docket number 42060, *North American Freight Car Association - Protest and Petition for Investigation - Tariff Publications of the Burlington Northern and Santa Fe Ry. Co.* In a decision served on July 5, 2002, the Board granted our client, E. I. du Pont de Nemours and Company ("DuPont") and Union Pacific Railroad Company ("UP"), an additional 30 days until August 5, 2002 to conduct negotiations.

As previously reported in the letter of July 2, 2002, DuPont and UP had completed negotiations. The agreement resulting from those negotiations has now been approved and will be reduced to writing. When the written agreement has been completed and executed, DuPont will notify the Board that it will withdraw its protest and petition in the above proceeding. DuPont and UP do not believe that any additional time needs to be provided by the Board for their negotiations, and that this letter satisfies the Board's request in the decision served on October 18, 2001, that the parties provide a written report on their negotiations. UP has authorized DuPont to state that it joins in this report.

Respectfully submitted,

Frederic L. Wood  
Attorney for E. I. du Pont de Nemours and Company

cc: All Parties of Record

ENTERED  
Office of Proceedings

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Public Record

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